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11 and University of Phoenix, Inc.

12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**

14 APOLLO EDUCATION GROUP, INC. et al.

15 Plaintiffs,

16 vs.

17 SOMANI,

18 Defendant.

19 :  
20 : Case No. 15-01056 EMC  
21 :  
22 : **FINAL CONSENT**  
23 : **JUDGMENT AND**  
24 : **PERMANENT INJUNCTION**  
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29 :  
30 :

31 Based on the Stipulation between the Plaintiffs Apollo Education Group, Inc.  
32 (“Apollo”) and University of Phoenix, Inc. (“University of Phoenix”) (collectively  
33 “Plaintiffs”) and Defendant Vivek Somani (“Defendant”) and on the Court’s Order, the  
34 terms of which are incorporated into this Judgment in their entirety, judgment is granted in  
35 favor of Plaintiffs and against Defendant as follows:

36 **I. Transfer of Domain Names**

1 Within ten (10) days of entry of the judgment, Defendant will transfer and assign to  
2 Plaintiff Apollo all rights, title, and interest in and to the domains listed in Exhibit A  
3 attached hereto (the “Domains”), including any and all goodwill and trademark rights  
4 associated with the Domains.

5 **II. Permanent Injunction**

6 In final resolution of Plaintiffs’ trademark infringement and cybersquatting claims,  
7 the Court orders that Defendant or anyone acting in concert with him is permanently  
8 enjoined from:

- 9 a. registering and using any domain name which refers or relates to any trademarks of  
10 Apollo or its related company, University of Phoenix, Inc., including without  
11 limitation “UOP”, “Phoenix” and the University of Phoenix course number  
12 designations; and  
13 b. creating, promoting, distributing and/or selling any purported educational materials  
14 referring or relating to Assignor, the University of Phoenix, or any educational  
15 program offered by University of Phoenix.

16 **III. Retention of Jurisdiction**

17 It is further ORDERED that this Court shall retain jurisdiction over all parties and of  
18 this matter in law and equity for purposes of enforcing and/or adjudicating claims of  
19 violations of this Order, the Final Judgment and Permanent Injunction, or any disputes  
20 arising in connection with the Confidential Settlement Agreement entered by the parties.  
21 Any such matters shall be raised by noticed motion.

1 The Court shall retain jurisdiction only for **three years** from the date of this order  
2 and judgment.

3  
4 IT IS SO ORDERED

5  
6 DATED: January 6, 2016  
7 \_\_\_\_\_, 2015

